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Attorney Docket No.: 915-006.072  
Application Serial No.: 10/528,459

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

**Michael MULLIGAN**

Serial Number: 10/528,459

Examiner: **Matthew S. Lindsey**

Filed: **March 18, 2005**

Group Art Unit: **2451**

**TITLE: METHOD, DEVICE AND SYSTEM FOR PROVIDING ADDITIONAL  
INFORMATION RELATED TO THE CONTENTS OF A RADIO BROADCAST TO  
TERMINAL DEVICES**

Attorney Docket No.: **915-006.072**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**REQUEST FOR WITHDRAWAL OF FINALITY**

Sir:

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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to:  
Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Marilyn O'Connell  
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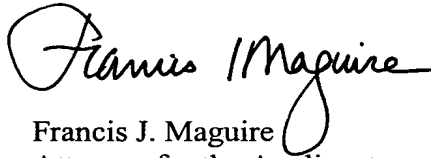
Dated: Nov. 25, 2008

**REMARKS**

This is to request the Examiner to withdraw the final rejection of October 28, 2008 in light of the notification from the Legal Examiner of PCT Legal Affairs in the Office of Patent Cooperation Treaty Legal Administration that we received on October 30, 2008. The notification indicates that the Office of Patent Cooperation Treaty Legal Administration has made a determination that the claims 1-23 included as an annex to the Form PCT/IPEA/416 are the claims that should have been examined.

Since the Examiner has examined the wrong set of claims, it is requested that the finality of the action of October 28, 2008 be withdrawn and a non-final Office Action be issued examining the correct set of claims 1-23.

Respectfully submitted,



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